

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

MA&UD Dept. – Municipal Commissioners Establishment – Seniority re-fixed as per merit list among the Direct Recruittee Gr.III Municipal Commissioners - Final Seniority in the category of Municipal Commissioner, Grade-III appointed between the years 1999-2000 to 2009-2010 – Approved – Modification Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (A1) DEPARTMENT

G.O.Ms.No.336

Dated:09-07-2013

Read the following:

- 1.G.O.Ms.No.113,H,H&MA Dept. dated 10.12.1959.
- 2.G.O.Ms.No.225, MA&UD(L2) Dept. dated 17.05.1999.
- 3.Proceedings of DMA,AP., Hyd Roc.No.21636/99/A2, dt.06.06.2012
- 4.The Hon'ble APAT interim orders 01.07.2010 in OA No.3798/2010
- 5.Govt.Memo No.7442/A1/2008, dated 06.03.2012
- 6.The Hon'ble APAT interim orders 27.04.2012 in OA No.2967/2012
- 7.The Hon'ble APAT orders 18.07.2012 in Contempt Case No.1245/2011 in OA No.3798/2010
- 8.G.O.Ms.No.358, MA&UD(A1) Dept. dated 15.09.2012
- 9.The Hon'ble APAT orders in OAs 9267/2012, 9307/2012 & 9417/2012
- 10.From Secretary, APPSC, Lr.No.18/Rs-23B-2012, dt.20.12.2012
- 11.Govt. Memo No.12565/A1/2010-14, dated 03.05.2013
12. From the C&DMA,AP., Hyd Lr.Roc.No.5312/2008/A3, Dt 10.06.2013
- 13.Representation of Sri R.Somanarayana, Municipal Commissioner
- 14.Representation of Smt. K.Sakunthala, Municipal Commissioner,
- 15.Rep. of Sri Ch.N Narasimha Rao, Municipal Commissioner
16. Representation of Smt.S.Pankaja, Municipal Commissioner,
- 17.Representation of Sri.Ch.V.V.S Bapi Raju, Municipal Commissioner
18. Representation of Sri B.Srinivas, Municipal Commissioner.

& & &

ORDER:

In the reference 8th read above, Government have finalized the seniority in the category of Municipal Commissioner, Grade-III appointed between the years 1999-2000 to 2009-2010. While fixing of the seniority of the direct recruits Municipal Commissioner, Grade. III, the seniority have taken in to consideration as per the unit list furnished by the APPSC based on the roster points.

2. Sri Ch.V.V.S Bapi Raju and others i.e the Direct Recruittees of Gr.III pertaining to 2001 batch have filed certain OAs 9267/2012, 9307/2012 and 9417/2012 before Hon'ble APAT with a request for fixing their seniority in Gr.III Municipal Commissioners cadre as per the merit list instead of roster list furnished by the APPSC and the same has been taken into consideration by the Govt. while fixing their seniority vide G.O.Ms.No.358, MA&UD(A1) Dept. 15.09.2012.

3. In the reference 9th read above, the Hon'ble APAT in its interim orders dated 30.11.2012 in OAs 9267/2012, 9307/2012 and 9417/2012, directed the Govt. as follows:

“ The respondents are directed to prepare the seniority list of Municipal Commissioner, Gr.III /Gr.II as per ranking given by the APPSC and in accordance with rule 33 (b) and 36 (i) of APS&SS Rules, by giving opportunity to the affected parties, by suspending the operation of the impugned seniority lists issued in G.O.Ms.No.358, MA&UD(A1) Dept. 15.09.12 and G.O. Ms.No.414, MA&UD(A1) Dept. 31.10.2012 and to consequently direct the respondents not to effect promotions to the cadre of Municipal Commissioner Gr.I till the seniority list in the lower categories of Gr.II and Gr.II Municipal Commissioners is prepared basing on the merit and ranking assigned by the APPSC:

:: 2 ::

4. In the reference 10th read above, the Secretary of APPSC, Hyderabad has furnished the merit list of candidates selected for the post of Municipal Commissioner Grade-II under Group-II Services, vide Commissions Notification No.10/99 and stated that, the seniority of the candidates by APPSC is fixed as per Rule 33(b) provision and Rule 36 (i) of A.P State and Sub-ordinate Service Rules.

5. In the reference 11th read above, Government have decided to review the seniority of direct recruitee Municipal Commissioners Grade III already fixed in the reference 8th read above, as per merit list furnished by the APPSC and in view of the APAT orders in OAs 9267/2012, 9307/2012 and 9417/2012, in accordance with rule 33 (b) proviso & rule 36 (i) of APS & SS Rules,1996 and issued the show cause notice to the direct recruitee Municipal Commissioner pertaining to 2001 batch, inviting objections from the individuals concerned with in (10) days from the issue of the order.

6. In the reference 12th read above, the Commissioner & Director of Municipal Administration, A.P., Hyderabad has furnished the objections received from the Municipal Commissioners in the matter to the Government to take further action in the matter.

7. In response to the above provisional seniority list, certain Municipal Commissioners have filed their objections in the references 13th to 18th read above against the seniority assigned to them.

8. All the objections filed by the Municipal Commissioners in the references 13th to 18th read above have been examined in detail and observed as indicated at Col. No.4 in the **Annexure-I** appended to this order.

9. Government after careful examination of the matter, hereby decided that the objections filed by the Municipal Commissioners mentioned in the references 13th, 15th to 18th read above are not tenable and accordingly disposed off as indicated at Col. No.4 of the **Annexure-I** appended to this order. Further, the objection raised by Municipal Commissioner in the reference 14th read above, is considered and the same is rectified in the final seniority list with her date of joining as 6.4.2001 as per rule 33 (b) of APS&S Service Rules, 1996.

10. Government, after careful examination, hereby re-fix the seniority of direct recruitee Municipal Commissioners Gr.III of 2001 batch, whose seniority was already fixed vide reference 8th read above, as per merit list furnished by the APPSC and in view of the APAT orders in OAs 9267/2012, 9307/2012 and 9417/2012, in accordance with rule 33 (b) proviso & rule 36 (i) of APS & SS Rules by disposing the objections in Annexure-I. The seniority of other than direct recruitee Municipal Commissioners shall holds good.

11. Government, therefore hereby publish the revised final seniority list of Municipal Commissioners, Grade-III from 1999-2000 to 2009-2010 Multi Zone-I & II mentioned in the Annexure-II&III appended to this order which includes the members who were appointed as Gr.III Municipal Commissioners from the feeder categories of Senior Assistants from HODs / Assistant Section Officers of Secretariat prior to issuance of the **U.O Note No.44232-B, SPF.A/2002, GA(SPF.A) Dept. dated 15.02.2003.**

12. The seniority of Grade III Municipal Commissioners from the feeder categories Senior Assistants from HODs / Assistant Section Officers of Secretariat prior to issuance of the U.O Note No.44232-B, SPF.A/2002, GA(SPF.A) Dept. dated 15.02.2003 is subject to outcome of orders of the OA No.2967/2012 in Andhra Pradesh Administrative Tribunal, Hyderabad

:: 3 ::

13. The Commissioner, Printing & Stationary, Purchase of Stores, Hyd is requested to publish the seniority list in the extra-ordinary Gazette, immediately.

14. The Commissioner & Director of Municipal Administration,AP., Hyd shall take necessary action, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**Dr. S.K JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner & Director of Municipal Administration,AP., Hyderabad

The individuals concerned through C&DMA,AP., Hyderabad

The Commissioner, Printing & Stationary, Purchase of Stores, Hyderabad

//FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE - I**Annexure-I to G.O.Ms.No.336, MA&UD(AI) Dept., dated 09-07-2013**

Sl. No	Name of the Officer	Objection of the individual	Disposed
1	R.Somanarayana	The objection of the individual is that, as per rule 33(b) of A.P.S& S.S Rules, the seniority fixed once, shall not be disturbed.As the individual seniority earlier fixed in accordance with the selection list furnished by the APPSC the same shall not be disturbed.	The Hon'ble APAT in O.As.No.9267/2012, 9307/2012 and 9417/2012 have ordered to prepare the seniority list of M.C., Gr-III/Gr-II as per ranking given by the APPSC and in accordance with rule 33(b) and 36(i) of APS&SS Rules. Accordingly, the present change in seniority is proposed as per the merit list furnished by the APPSC vide letter, dt:20.12.2012. Hence, the objection of the individual is rejected.
2	K.Sakuntala	The objection of the individual is that, her date of joining is 6.4.2001 as M.C., Gr-III, but in the seniority list it was shown as 18.4.2001 and requested to change the same.	The objection of the individual is examined as per rule 33 (a) of State and Subordinate Service Rules and the date of joining of the individual is changed as per the order of merit list furnished by the APPSC vide their letter, dt:20.12.2012. Therefore, the same has to be rectified in the final seniority list
3	Ch.N.Narasimha Rao	The objection of the individual is that, the seniority maintained in respect of Grade-III M.Cs in G.O.Ms.No.84, MA, dtA:22.3.2001 and G.O.Rt.No.510, MA, dt:6.7.2001 and seniority fixed in G.O.Ms.No.358, MA, dt:15.9.2012 shall not be disturbed in terms of Rule 33(b) of A.P. State and Subordinate Service Rules.	As mentioned by the individual the G.O.Ms.No.84, MA, dtA:22.3.2001 and G.O.Rt.No.510, MA, dt:6.7.2001 are not the seniority lists finalised by the appointing authority. As per as G.O.Ms.No.358, MA, dt:15.9.2012 concerned, besides others the appointing authority has fixed the seniority of Grade-III M.Cs direct recruitee including the individual appointed through APPSC during the year 2001, but the Hon'ble APAT in O.As.No.9267/2012, 9307/2012 and 9417/2012 have ordered to prepare the seniority list of M.C., Gr-III/Gr-II as per ranking given by the APPSC and in accordance with rule 33(b) and 36(i) of APS&SS Rules. Accordingly, the present change in seniority is proposed. Therefore, his objection is rejected
4	S.Pankaja	The objection of the individual is that, the seniority maintained in respect of Grade-III M.Cs in G.O.Ms.No.84, MA, dtA:22.3.2001 and G.O.Rt.No.510, MA, dt:6.7.2001 and seniority fixed in G.O.Ms.No.358, MA, dt:15.9.2012 shall not be distrubed interms of Rule 33(b) of A.P. State and Subordinate Service Rules.	As mentioned by the individual the G.O.Ms.No.84, MA, dtA:22.3.2001 and G.O.Rt.No.510, MA, dt:6.7.2001 are not the seniority lists finalised by the appointing authority. As per as G.O.Ms.No.358, MA, dt:15.9.2012 concerned, besides others the appointing authority has fixed the seniority of Grade-III M.Cs direct recruitee including the individual appointed through APPSC during the year 2001, but the Hon'ble APAT in O.As.No.9267/2012, 9307/2012 and 9417/2012 have ordered to prepare the seniority list of M.C., Gr-III/Gr-II as per ranking given by the APPSC and in accordance with rule 33(b) and 36(i) of APS&SS Rules. Accordingly, the present change in seniority is proposed. Therefore, her objection is rejected.
5	Ch.V.V.S Bapi Raju	1)The services of Sri M.Ramachandrudu was not proposed for regularization 2)To rectify the date of joining as MC.Gr.III as 29.13.2001 instead of	1) Sri M.Ramachandrudu was transferred from this Dept on recasting on selections done by APPSC, but he was in the Dept as on the date of 1.9.2004. Therefore, the objection is overruled. 2)The objection of the individual is examined as per rule 33 (a) of APS&SS Rules and the date of joining of the individual is changed as per the order of merit list furnished by the APPSC vide letter,

		04.04.2001 3) His seniority to be shown in Multi Zone-II instead of M.Z-I 4)His repatriation to Multi Zone-I is not correct under G.O 610.	dt:20.12.2012. Therefore, the same has to be rectified in the final seniority list 3)The objection of the individual is pre-mature, as the individual seniority in the category of M.C., Gr-III is fixed in Multi Zone-II only as per the selection made by the APPSC. Hence, his objection is overruled 4) -do-
6	B.Srinivas	The objection of the individual is that, Sri Ch.VVS.Bapi Raju and Sri P.Chandramouliswara Reddy are appointed in excess to non-local quota prescribed i.e., 20%, for the said post in Multi Zone-II.	As per the instructions issued in G.O.P.No.729, GA(SPF-A) Deptt., Dt:1.11.1975 in regulation of direct recruitment under para 12 "70% of the posts filled by Direct Recruitment at any time in such a multi zonal cadre shall be reserved in favour of and allocated among the local candidates of the various zones covered by such cadre in the ratio specified in the second schedule to the order against the respective zones". As per the said orders the remaining 30% out of 8 posts of M.C., Gr-III (non-gazetted) in Multi Zone-II i.e., 2.4 (or) 2 posts can be filled by non-locals. Hence, his objection is rejected

Dr.S.K JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED BY ORDER//

SECTION OFFICER

SENIORITY LIST FOR THE YEAR 1999-2010
Multi Zone - I

Sl.No.	Name of the Officer S/Sri/Smt	Date of Birth	Date of assigned seniority	Remarks
(1)	(2)	(3)	(4)	(5)
1	A.E.Bhaskar Rao*		20.06.2000	Suspended & dismissed from service in 2001
2	G.Venkat Rao*	10.04.1954	20.06.2000	Retired on 30.04.12
3	G.Sreenivasulu Naidu	15.06.1947	20.06.2000	Retired on 30.06.05
4	M. Durga Pratap*	14.12.1953	20.06.2000	Retired on 31.12.11
5	K. Sakuntala (DR)	16.06.1970	06.04.2001	
6	C. Obulesu(DR)	14.07.1975	06.04.2001	
7	R. Somanarayana (DR)	25.07.1968	06.04.2001	
8	P.V. Ramalingeswar (SC) (DR)	03.03.1975	06.04.2001	
9	P.M. Satyaveni (DR)	03.06.1974	06.04.2001	
10	Ch. N. Narasimha Rao (DR)	20.06.1973	06.04.2001	
11	B. Dev Singh (ST) (DR)	01.08.1974	18.04.2001	
12	L.Sridhara Murthy	13.06.1949	1.9.2003	Retired on 30.06.07
13	B.Subbaramaiah	01.07.1946	1.9.2003	Retired on 30.06.04
14	N.S.Appanna	17.11.1953	1.9.2004	Retired while U/s
15	M.Nagabhushanam	01.06.1951	2.4.2005	Retired on 31.05.09
16	K.Sahadeva Rao	01.07.1947	29.4.2005	Retired on 30.06.05
17	A.C.Chandraprakash	01.07.1952	29.4.2005	Retired on 30.06.10
18	K.Sai Ram	01.11.1959	21.5.2005	
19	D.Gopalakrishna	10.04.1951	1.9.2005	Retired on 30.04.09
20	A.Bhanupratap (DR)	02.05.1977	1.11.2007	
21	T.Brahmaiah (DR) (SC)	10.06.1959	1.8.2009	
22	Y.Chinnavenkataiah (SC)	01.07.1953	1.9.2009	Retired on 30.06.11
23	B.Yesubabu	19.10.1954	1.9.2009	
24	K.Rama Rao	20.06.1954	1.9.2009	
Note:- * The members were appointed as Grade-III Municipal Commissioner from the feeder categories of Senior Assistants of HOD/ Assistant Section Officers of A.P., Secretariat and their seniority assigned is subject to outcome of the final orders in O.A.No.2967/2012				

Dr.S.K JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED BY ORDER//

SECTION OFFICER

Annexure-III to G.O.Ms.No.336,MA&UD(AI) Dept., dated 09-07-2013

SENIORITY LIST FOR THE YEAR 1999-2010 for Multi Zone - II

Sl. No.	Name of the Officer S/Sri/Smt	Date of Birth	Date of assigned seniority	Remarks
(1)	(2)	(3)	(4)	(5)
1	A.Shiva Shankar Rao *	25.02.1946	20.06.2000	Retired on 28.2.04
2	S.Govinda Swamy *	01.02.1957	20.06.2000	
3	B.Prakash	16.01.1950	20.06.2000	Retired on 31.1.08
4	Md. Abdul Aziz	15.10.1947	20.06.2000	Retired on 31.10.05
5	AVV.B Badra Rao *	05.06.1956	20.6.2000	
6	Ch.V.V.S.Bapi Raju (DR)	02.04.71	29.3.2001	
7	P.Chandramouliswara Reddy (DR)	01.06.1973	31.3.2001	
8	B.Srinivas (DR)	01.01.1975	31.3.2001	
9	M.Ramachandrudu (SC) (DR)	08.10.1974	31.3.2001	Transferred to other Deptt., by the APPSC
10	G.Sushma (DR)	14.11.1969	31.3.2001	Whearabouts not knows. Therefore he is under unauthorised absence from duty.
11	S.Pankaja (DR)	04.08.1976	4.4.2001	
12	N.Vanisri (DR)	01.05.1970	4.4.2001	Resigned on 31.3.2004
13	Rajani Kumari (SC) (DR)	06.05.1970	4.4.2001	
14	P.Ashok Kumar	15.08.1951	1.9.2002	Retired on 31.8.09
15	M.Laxma Reddy	09.08.1947	1.9.2002	Retired on 31.8.05
16	K.Ramlal *	10.02.1949	1.9.2002	Retired on 28.2.07
17	M.Ravi Kumar *	22.01.1959	1.9.2002	Expired on 12.1.2012
18	M.A.Aleem	07.10.1946	1.9.2002	Retired on 31.10.04
19	B.Madhusudhan	06.06.1947	1.9.2002	Retired on 30.6.05
20	Manzoor Ahmed Khan	26.10.1946	1.9.2002	Expired on 4.6.2004
21	M.Krishna Reddy	05.02.1959	1.9.2003	
22	V.Srinivas Goud	16.03.1969	1.9.2004	
23	B.Yella Reddy	15.04.1950	1.9.2004	Retired on 30.4.08
24	R.Kistaiah (SC)	10.08.1951	1.9.2004	Retired on 31.8.09
25	Syed Ali	25.06.1953	1.9.2004	Retired on 30.6.11
26	B.Suman Rao (SC) (DR)	09.08.1970	13.4.2005	Transferred from other Deptt., by the APPSC
27	A.Jaihind Reddy	25.06.1953	1.9.2004	Retired while U/s
28	V.Surender (DR)	01.01.1978	1.11.2007	
29	D.Jagan (DR) (ST)	05.06.1975	12.12.2007	
30	N.Sudamsh (DR)	30.08.1987	15.11.2008	
31	A.Pratap Jeevan	04.04.1952	1.9.2009	
32	K.V.Ramana Chary	06.07.1961	1.9.2009	
33	M.Sudhakar Reddy	10.07.1954	1.9.2009	Retired on 31.7.12
34	M.Venkatesham	08.08.1959	1.9.2009	

Note:-* the members were appointed as Grade-III Municipal Commissioner from the feeder categories of Senior Assistants of HOD/ Assistant Section Officers of A.P., Secretariat, and their seniority assigned is subject to outcome of the final orders in O.A.No.2967/2012

Dr.S.K JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED BY ORDER//

SECTION OFFICER